

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

COY PHELPS  
Petitioner

-v-

DAVID WINN, et.al.  
Respondent(s)

Case No: 05-40003-GAO

MOTION FOR APPOINTMENT OF  
COUNSEL

Date: 2/20/2007

FILED  
CLERKS OFFICE


2007 FEB 26 P 1:52

U.S. DISTRICT COURT  
DISTRICT OF MASS.

Comes now the above Petitioner COY PHELPS, appearing in pro se, and moves this court to appoint counsel to represent him in the above action for the following reasons:

1. The Petitioner is elderly and in poor health, and cannot afford private counsel; And Petitioner is incarcerated in prison;
2. The petitioner has been declared as being mentally ill and mentally disabled;
3. The action has merit and is not frivolous;
4. The action is complex and will require professional analysis, supervision, and management;
5. Counsel is better able to penetrate the issues and is better able to discover the truths of matters;
6. Counsel is needed to promote justice, to prevent a miscarriage of justice, and to meet the ends of justice;
7. Counsel is better able to protect, preserve, and to defend the rights of the Petitioner;
8. The claims, and issues, are critical and will require expert presentation of facts; And will require a proper and adequate examination of witnesses; And will require the collection, assimilation, and organization of facts and evidence;
9. The Petitioner is unlearned in the law, in the requirements of the judiciary, and the requirements of the Rules and Procedures, and the Petitioner does not have the requisite skills, knowledge, or experience of courtroom protocols.

DATE: 2/20/2007

  
COY PHELPS 78872-011  
FMC-DEVENS  
P.O. BOX 879  
AYER, MASSACHUSETTS  
01432

In Pro Se